

\*\*\*\*\* **UNITED STATES DISTRICT COURT** \*\*\*\*\*

**NORTHERN**

**DISTRICT OF**

**NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**DOCKET NO. 6:01-CV-0234 (LEK/DEP)**

**BILLIE L. AUSTIN,**

**Plaintiff,**

**v.**

**JO ANNE B. BARNHART,  
Commissioner of Social Security,**

**Defendant,**

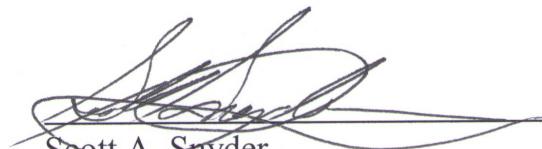
\_\_\_\_\_ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

**IT IS ORDERED and ADJUDGED** that in the above entitled action, the Report-Recommendation of the Honorable Gustave J. DiBianco, United States Magistrate Judge for the Northern District of New York, dated June 7, 2005, is **APPROVED** and **ADOPTED** in its ENTIRETY; and it is further **ORDERED** that the action is **DISMISSED** in its ENTIRETY in favor of the Defendant (the decision of the Commissioner is affirmed) and against the Plaintiff; In accordance with the **DECISION** and **ORDER** of the Honorable Lawrence E. Kahn, U.S. District Judge for the Northern District of New York, dated July 19, 2005.

**DATE:** July 19, 2005

**LAWRENCE K. BAERMAN**  
CLERK OF THE COURT

  
**Scott A. Snyder**  
Courtroom Deputy to the  
Honorable Lawrence E. Kahn